

IC 20-43-2

Chapter 2. Maximum State Distribution

IC 20-43-2-1

Distribution schedule; reversions

Sec. 1. The department shall distribute the amount appropriated by the general assembly for distribution as state tuition support in accordance with this article. If the appropriations for distribution as state tuition support are more than required under this article, one-half (1/2) of any excess shall revert to the state general fund and one-half (1/2) of any excess shall revert to the property tax replacement fund. The appropriations for state tuition support shall be made each calendar year under a schedule set by the budget agency and approved by the governor. However, the schedule must provide:

- (1) for at least twelve (12) payments;
- (2) that one (1) payment shall be made at least every forty (40) days; and
- (3) the total of the payments in each calendar year must equal the amount required under this article.

As added by P.L.2-2006, SEC.166.

IC 20-43-2-2

Maximum state distribution to school corporations

Sec. 2. The maximum state distribution for a calendar year for all school corporations is:

- (1) the greater of:
 - (A) three billion eight hundred two million nine hundred thousand dollars (\$3,802,900,000); or
 - (B) the amount necessary to enable the department of education to make tuition support distributions in 2006 in accordance with IC 21-1-30 and this article without requiring a reduction in the amount distributed for tuition support under this section;
- in 2006; and
- (2) three billion seven hundred forty-seven million two hundred thousand dollars (\$3,747,200,000) in 2007.

As added by P.L.2-2006, SEC.166. Amended by P.L.162-2006, SEC.42.

IC 20-43-2-3

Reduction in state tuition support

Sec. 3. (a) Except as provided in subsection (b), if the total amount to be distributed:

- (1) as basic tuition support;
- (2) for academic honors diploma awards;
- (3) for primetime distributions;
- (4) for special education grants; and
- (5) for vocational education grants;

for a particular year exceeds the maximum state distribution for a

calendar year, the amount to be distributed for state tuition support under this article to each school corporation during each of the last six (6) months of the year shall be proportionately reduced so that the total reductions equal the amount of the excess.

(b) The department of education shall distribute the full amount of tuition support to school corporations in the second six (6) months of 2006 in accordance with this article without a reduction under this section.

As added by P.L.2-2006, SEC.166. Amended by P.L.162-2006, SEC.43.

IC 20-43-2-4

Calculation of reduction amount

Sec. 4. The amount of the reduction for a particular school corporation under section 3 of this chapter is equal to the total amount of the excess determined under section 3 of this chapter multiplied by a fraction. The numerator of the fraction is the amount of the distribution for state tuition support that the school corporation would have received if a reduction were not made under this section. The denominator of the fraction is the total amount that would be distributed for state tuition support to all school corporations if a reduction were not made under this section.

As added by P.L.2-2006, SEC.166.

IC 20-43-2-5

Year round school; adjusted distribution

Sec. 5. If a school corporation operates on a twelve (12) month school year program, as approved by the state superintendent, the distribution of state support for the program shall be made under an adjusted formula to be approved by the state superintendent. The adjustment formula shall grant to each school corporation operating an approved twelve (12) month school year an amount of money that must be on the same basis as the distribution for the regular support program, prorated per diem to reflect the extended school term.

As added by P.L.2-2006, SEC.166.

IC 20-43-2-6

Adult education; transfer to fund obligations

Sec. 6. (a) If money appropriated in a fiscal year by the general assembly for adult education is insufficient to fund the state adult education distribution formula provided in the rules adopted by the state board, the budget agency may transfer a sufficient amount of money from any excess in the state appropriation for state tuition support for the fiscal year to fund the state adult education distribution formula.

(b) Before the budget agency makes a transfer under this section, the budget agency shall refer the matter to the budget committee for an advisory recommendation.

As added by P.L.2-2006, SEC.166.

IC 20-43-2-7**Summer school education; transfer to fund obligations**

Sec. 7. (a) If the money appropriated in a fiscal year by the general assembly for summer school education is insufficient to fund the state summer school distribution formula provided in the rules adopted by the state board to carry out IC 20-30-7-1, the budget agency may transfer a sufficient amount of money from any excess in the state appropriation for state tuition support for the fiscal year to fund the state summer school distribution formula.

(b) Before the budget agency makes a transfer under this section, the budget agency shall refer the matter to the budget committee for an advisory recommendation.

As added by P.L.2-2006, SEC.166.